

Docket No. 47117/14489

PATENT

#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Diane K. Smith
FOR : Software for Financial Institution Monitoring and Management
SERIAL NO. : 09/965,981
FILED : September 28, 2001
ART UNIT : 3624
EXAMINER : Jeffrey C. Pwu
DOCKET NO. : 47117/14489

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 06 2003

OFFICE OF PETITIONS

Sir:

The above-identified application became abandoned as of July 2, 2003, for failure to file a timely and proper reply to an Office Action by the United States Patent and Trademark Office dated January 2, 2003.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Enclosed herewith, please find the following:

- 1) Petition Fee in the amount of \$1,300.00 pursuant to 37 CFR 1.17(m), [applicant claims large entity status];
- 2) Response to Office Action dated January 2, 2003 and Request for Continued Examination (RCE) and requisite fee of \$750.00; and
- 3) Statement that the entire delay was unintentional.

08/05/2003 CNGUYEN 00000066 09965981 1300.00 DP
01 FC:1453

Since this utility application was filed after June 8, 1995, no terminal disclaimer is required.

STATEMENT

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional.

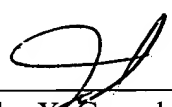
REMARKS

It is respectfully requested that this Petition for Revival of an Application for Patent Abandoned Unintentionally be granted. Attached is a check in the amount of \$2,050.00 for payment of the Petition under 37 C.F.R. 1.17(m) and the RCE. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0902 (47117/14489).

Respectfully submitted,

TUCKER ELLIS & WEST LLP

Date: July 25, 2003



John X. Garred, Reg. No. 31,830
1150 Huntington Building
925 Euclid Avenue
Cleveland, OH 44115
Customer No. 23380
(216) 696-3340 (Phone)
(216) 592-5009 (Facsimile)

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 8/1/03



Name: